

THE HONORABLE TANA LIN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

DANIELLE LATIMER,  
for Herself, as a Private Attorney  
General, and/or On Behalf Of All  
Others Similarly Situated,

Plaintiff,

v.

AT&T MOBILITY LLC,  
DIRECTV, LLC,  
JOHN DOE 1, and  
DOES 2–20, inclusive,

Defendants.

No. 2:21-cv-00856-TL

**STIPULATED MOTION  
AND [PROPOSED] ORDER  
TO STAY PROCEEDINGS  
PENDING ARBITRATION**

NOTING DATE  
JUNE 15, 2022

**STIPULATION**

WHEREAS, on May 3, 2021, Plaintiff Danielle Latimer filed the Complaint in this civil action in the Snohomish County Superior Court (Dkt. 1-2);

WHEREAS, on June 25, 2021, Defendants AT&T Inc., AT&T Mobility LLC, and DIRECTV, LLC removed this civil action to this Court (Dkt. 1);

WHEREAS, on July 14, 2021, the Court granted the parties' stipulated motion to dismiss Defendant AT&T Inc. without prejudice and to sequence Defendant AT&T Mobility LLC's and Defendant DIRECTV, LLC's forthcoming motion to dismiss and motion to compel arbitration (Dkt. 10);

WHEREAS, on June 1, 2022, the Court entered its Order on Defendants' Motion to Dismiss and Directing Partial Remand of Plaintiff's Second Cause of Action (Dkt. 32) ("Order"), in which the Court dismissed without prejudice all claims for injunctive relief in Plaintiff's first cause of action, and remanded the CEMA claim for injunctive relief in Plaintiff's second cause of action to Snohomish County Superior Court;

WHEREAS, after the Court's Order, Plaintiff Latimer has no remaining claims for injunctive relief in this Court;

WHEREAS, Defendants AT&T Mobility LLC and DIRECTV, LLC have indicated to Plaintiff Latimer that they intend to immediately file a motion to compel arbitration as to the remaining claims in this Court, which Plaintiff will not oppose;

WHEREAS, to avoid needless briefing on an unopposed motion to compel arbitration regarding the remaining claims in this federal court action, Plaintiff Latimer and Defendants AT&T Mobility LLC and DIRECTV, LLC agree that the Court should stay the action pending arbitration of those claims.

NOW, THEREFORE, Plaintiff Danielle Latimer and Defendants AT&T Mobility LLC and DIRECTV LLC STIPULATE and RESPECTFULLY REQUEST that this Court enter an Order staying all proceedings in this Court pending the conclusion or termination of the arbitration of Plaintiff Latimer's remaining claims herein. All parties reserve their arguments with respect to the remanded claims, which arguments will not be affected by this Stipulation.

DATED: June 15, 2022

HATTIS & LUKACS

By: /s/ Daniel M. Hattis

Daniel M. Hattis, WSBA No. 50428  
dan@hattislaw.com  
Paul Karl Lukacs, WSBA No. 56093  
pkl@hattislaw.com  
Che Corrington, WSBA No. 54241  
che@hattislaw.com  
HATTIS & LUKACS  
400 108<sup>th</sup> Avenue NE, Suite 500  
Bellevue, WA 98004  
Phone: 425.233.8628

*Attorneys for Plaintiff Danielle Latimer  
and the Proposed Class*

WALTERKIPLING PLLC

By: /s/ Michael E. Kipling

Michael E. Kipling, WSBA No. 7677  
mike@walterkipling.com  
Marjorie A. Walter, WSBA No. 40078  
marjorie@walterkipling.com  
WALTERKIPLINGLLC  
5608 17<sup>th</sup> Ave NW #735  
Seattle, WA 98107  
Phone: (206) 545-0347

MAYER BROWN LLP

Archis A. Parasharami\*  
aparasharami@mayerbrown.com  
Kevin S. Ranlett\*  
kranlett@mayerbrown.com  
Daniel E. Jones\*  
djones@mayerbrown.com  
MAYER BROWN LLP  
1999 K Street NW  
Washington, DC 20006  
Phone: (202) 263-3000  
\*Admitted pro hac vice

*Attorneys for Defendants AT&T Mobility LLC  
and DIRECTV, LLC*

**ORDER**

IT IS SO ORDERED.

Date: June 17, 2022



Tana Lin  
United States District Judge

**CERTIFICATE OF SERVICE**

The undersigned certifies under penalty of perjury under the laws of the State of Washington and the United States of America that on the 15th day of June, 2022, the document attached hereto was filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record in the matter.

DATED this 15th day of June, 2022.

/s/ Che Corrington  
Che Corrington, WSBA No. 54241